

FILED 06 APR 10 15:21 USDC ORP

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

FRED QUIMBY, )

Plaintiff, )

v. )

DUTCH MINING, LLC, BRUCE )

BURROWS, EWALD DIENHART, )

Defendants. )

Civil No. 05-1841-<sup>SU</sup>~~HE~~

O R D E R

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Freddie Busby Quimby  
P. O. Box 403  
Baker City, Oregon 97814

Pro Se Plaintiff

Michael J. Bird  
Brown Hughes Bird Rote Wetmore &  
Brouhard  
612 N. W. 5th Street  
Grants Pass, Oregon 97256

Attorney for Defendants

KING, Judge:

The Honorable Patricia Sullivan, United States Magistrate Judge, filed Findings and Recommendation on March 16, 2006. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Sullivan's Findings and Recommendation (#13).

IT IS HEREBY ORDERED that Defendants' Motion to Dismiss (#4) is granted. Plaintiff may file an amended complaint asserting a basis for federal subject matter jurisdiction within ten (10) days of this Order.

DATED this 10<sup>TH</sup> day of April, 2006.

  
GARR M. KING  
United States District Judge